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02-24-04

RCE# 1616

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/729,579
Filing Date	December 4, 2000
First Named Inventor	Phillip A. Moore, Jr.
Group Art Unit	1616
Examiner Name	Levy, Neil S.
Attorney Docket Number	07037.0010US

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other *****
- b. ☒ Enclosed
- i. ☒ Amendment/Reply 02/26/2004 JADD01 00000070 140629 09729579
- ii. ☐ Affidavit(s)/Declaration(s) 02 FC:1801 20.00 DA 750.00 OP
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other *****

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37. C.F.R. § 1.103(c) for a period of ***** months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other *****

3. Fees

- a. ☐ Check in the amount of \$***** enclosed for the fees designated below.
- b. ☒ Payment by credit card in the amount of \$2760.00 for the fees designated below. (Form PTO-2038 enclosed).
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
- c. ☐ The Director is hereby authorized to charge the amount of \$**** for the fees designated below to Deposit Account No. 14-0629.
- d. ☒ Fees
- ☒ \$750.00 RCE fee required under 37 C.F.R. § 1.17(e)
- ☒ \$2010.00 Five (5) month Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- ☐ Other *****
- e. ☒ The Director is hereby authorized to charge any underpayment or credit any overpayment to Deposit Account No. 14-0629.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Brian C. Meadows	Registration No. (Attorney/Agent)	50,848
Signature		Date	February 23, 2004

CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence and any items indicated as attached or included are being deposited with the United States Postal Service as Express Mail, Label No. EL 992017826 in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Name of Person Mailing(Print/Type)	MICHAEL LAIRD		
Signature		Date	February 23, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Phillip A. Moore, Jr.

Application No.: 09/729,579

Filed: December 4, 2000

For: **"METHODS FOR TREATING
MANURE"**

Art Unit: 1616

Examiner: Levy, Neil S.

Confirmation No.: 4472

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REPLY TO OFFICE ACTION

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.
Customer No. 23859

Dear Sir:

In complete response to the Office Action dated January 21, 2003, please consider the Remarks that follow. This Reply is being submitted in the form authorized by revised 37 C.F.R. § 1.121.

The current **Listing of Claims** begins on page two (2) of this paper.

The **Remarks** begin on page six (6) of this paper.